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CB168-49-1
Previous References.
CB 64-48-1
CB110-48-1
CB110-48-2, 3.
CB 217-48-29
CB 217-48-30
CB 120-48-1
Later References.
Chs. G.S. 92-57-1
Chs. Mis. 72-57-2
– do — 139-53-57

19 49-50
(CB)

File No. 390-49

Serial Nos. 1, 2

GENERAL AND REVENUE SECRETARIAT

Serial Nos. 2

Part B for July 1950

SUBJECT

representation of Sri K. Sankaran Nayar, Asst Secretary to Govt. for fixing his pay in ~~grade~~ the under Secretaries grade of Rs 300-25-600/-

No 6290/CB 390-49-2. D. 19. 7. 50

To

The Accountant General.
through Fin Secty

Copy to Sri K. Sankaran nair.
Asst Secy to Govt
Chief Minister's Office
Ministers Establishment.

Directed that his pay be fixed at Rs 300/- in grade 300-25-500 with effect from 12-6-49

D. 1.8.50

Serial No.

Representation of 23/11/1949 from Sri K. Sankaran Nair Asstt Secretary SR Branch.

Chief Secretary's orders.

1) "Please work up early"

Initd. K. S. 28.11.49

Subd.

2) Sri K. Sankaran Nair makes the following requests:

i That his pay may be fixed in the grade of Under Secretaries Mart Vis 500-25-600;

ii That he may be given a duty allowance of Rs 50/- P.M. for the period he worked as Registrar, CRS;

iii That the conveyance allowance attached to the post of Registrar viz Rs 35/- P.M be raised to Rs 75/- P.M. as in the cases of Officers working in the Civil Station and the City Municipality and that he be permitted to draw CA at the enhanced rate for the period he held the post of Registrar, CRS;

3) The question of transfer of Sri Sankaran Nair to the State Service was taken up independently of the M.A.T. staff. Sri Sankaran Nair was the permanent Chief Superintendent of the Resident's office on a pay of Rs 350/- in grade 250-15-400 and was officiating as Officer on Special Duty in the same office in the Scale pay of Rs 500-30-710. His appointment was a tenure appointment lasting till the settlement of questions arising out of "Retrocession". As per understanding with the

Note.—Contn. Sheet.

Representation of Sri K. Sankaran Nair, Asst Secretary to Govt

Serial No.

Central Govt Sri Sankaran Nair had to continue in this capacity till the closing down of the Reserve Bank Office and thereafter be transferred to the State Service. The services of Sri Nair, as Special Duty Officer along with those of Sri. Krishnan Nair were extended by another Six months in order to complete certain items of work connected with the Retrocession (vide GO dt 30/9/49) 'M'

4) Later the question of absorbing Sri K. Sankaran Nair was taken up. He was then drawing an officiating pay of Rs 500/- in Grade 500-30-710 plus Dearness allowance Rs 55/-. There was no corresponding grade in the State Service. The Finance Dept was consulted in the matter. The possibilities of fixing him up with due regard to his substantive pay and the emoluments he was getting in his officiating appointment were carefully considered, and it was proposed to allow him the benefit of the revised scales of pay applicable to Mysore Govt Service as was done in the case of M. A. T. Staff who were absorbed in the State Service, namely, the substantive pay he was drawing at the time of his entry into service under this Govt (without taking into consideration the benefits of scales of pay as recommended by the Central Govt) was taken as initial pay and weightage allowed thereon as indicated below: — 'L'

Name	Substantive pay old grade 350/- 250-20-350	Pay in the revised grade Rs 385/- 250-15-40	Officiating Pay (Flag 'M') 500 500-30-710.
Sri K. Sankaran Nair			

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Re presentation of Sri K. Sankaran Nair,
Asstt Secretary to Govt, S.K. Branch.

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K, Z

5) On the basis of the above principle and after ascertaining* his views, Sri Nair was taken to the Gazetted Cadre as Asstt Secretary to Govt and posted as Registrar, GHS on a pay of Rs 400/- P.M (Substantive pay = Rs 350 + 50 being increment due to weightage) in the revised grade of Rs 300-25-500 (Please vide Paras 52 to 54 of the note in CB. Collection 110-48-3 and G.O dt 31/5/49.)

A, U

6) Sri Sankaran Nair now represents that there has been a considerable fall in his emoluments by his transfer to the State Service, that personnel taken over to the State Service as a result of Retrocession have been treated with great consideration and that, by way of recompense, he may be appointed Under Secretary to Govt.

7) The grievance complained of appears to be more apparent than real, for, in fixing the initial pay of an Officer under orders of transfer from one Deptt to another Deptt, only the substantive pay he was drawing in his former appointment will be taken into consideration. Sri Nair was, at the relevant time, drawing an officiating pay of Rs 530/- as Officer on special duty, which post was in itself a temporary appointment. With its termination he ceases to get the benefit of higher emoluments attached to it nor does the service rendered in respect thereof count for promotion to higher appointments.

8) However, as contended by Sri Nair there has been a fall of Rs 160/- in pay of Rs 45/- in the

—Contn. Sheet.

by his transfer to State Service.

Serial No.

Dearness Allowance: In equity Sri Nair appears to have a case for reconsideration though not on merits. In this view some relief may perhaps be given to him as a special case. But his request for being appointed as an Undersecretary to Govt would appear to be uncalled for, as there is no sanctioned appointment in G.R.S. of an Under Secretary in the Cadre of Asstt Secretary (Non civil Service).

9) His 2nd and IIIrd requests viz that he may be given a DA of Rs 50/- for the period he worked as Registrar and that the C.A. of Rs 35/- attached to the Post of Registrar be raised to Rs 75/- P.M. cannot perhaps, be Conceded unless the DA and the enhanced C.A are permanently attached to the Post of Registrar. This would then constitute a Council matter.

10) The financial dept may have to be consulted in the matter.

26/7/49

11) Sri Sankaran Nayar makes three requests:

1) That the terms previously offered to and accepted by him be reconsidered and that his pay be re-fixed in the Under Secretaries' grade of Rs. 500-25-600 from the date he was taken into Mysore Govt. Service;

2) That a Duty allowance of

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in other respects, this request may perhaps be considered or a modification of it, namely, the grant of a higher stage pay in the existing grade. The latter proposal would perhaps be unobjectionable from the point of view of the other Officers who are senior to Sri Sankaran Nayar in the cadre of Asst. Secretaries, while it would fulfil the specific purpose of granting relief in an individual case which seems to demand it. The loss of emoluments complained of by the Officer is quite real, seeing that the higher emoluments [redacted] in grade Rs. 500-30-710 and dearness allowance at more than double the Mysore Govt. rates were drawn by him for nearly two years. As stated in the representation, several other Officers of the Civil Station who have been taken over have been given higher status and pay and in any case, none of them seems to have suffered a loss of emoluments in the manner suffered by Sri. Sankaran Nayar.

15) Any proposal to grant higher emoluments to the Officer requires financial Concurrence and is

NOTE—Contn. Sheet.

WD 4509—GBPM—1,000—28-10-40.

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Rs. 50/- be attached to the post of Registrar, G. R. S. and that he be paid such an allowance during the period he worked as Registrar; and

3) That the Conveyance allowance of Rs. 35/- p.m. attached to the post of Registrar, G. R. S. be raised to Rs. 75/- p. m. and that he be paid the difference during the period he worked as Registrar.

12) Sri K. Sankaran Nayar was appointed Asst. Secy. to Govt. in Govt. Notfn. No. 8773/GB. 110-48-2 dt. 30.4.49 and was posted as Registrar, Gen. & Rev. Sectt. in a Notfn. dated 10th June 1949. He took Charge as Regr. G. R. S. on 12.6.49 He has since been posted as Asst. Secy. S. R. Branch. He is at present placed in the grade pay of Rs. 300-25-500, and his pay is fixed at Rs. 400/- in this grade pay with effect from the date he joined duty under this Govt. While he was working as Regr. G. R. S. Sri Sankaran Nayar was drawing a C. A. of Rs. 35/- attached to the post of Regr. in addition to his grade pay, and with his transfer to the S. R. Branch, the C.A. has ceased.

13) Taking his last two requests first, it may be stated that, however

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reasonable the claim for a D. A. of Rs. 50/- and an enhanced C. A. of Rs. 75/- may be, the distinction between Civil Service and non-Civil Service Asst. Secretaries as regards the payment of a Duty allowance is a long-standing feature in the Secrt. and its removal can perhaps be taken up only as a general question and in more propitious times, along with similar anomalies. The question of enhancing the C. A. cannot perhaps also be taken up at present as F/D. has time and again pointed out that the allowances granted to Officers of the Civil Station should be regarded as examples to be avoided and not precedents to be followed.

14) There remains the question of the grade pay asked for. Rs. 500-25-600 is the grade pay of a Senior Asst. Comr. and there is only one Officer at present drawing this grade pay among Under and Asst. Secretaries to Govt, namely, the Under Secy. to Govt. Home Deptt. According to the Civil List, Under and Asst. Secretaries are included in the same cadre, and there does not seem to be a separate scale fixing the number of Under Secretaries. In the circumstances, if considered feasible

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Council matter

16) A conveyance allowance of Rs 35/- pm was fixed for the post of Registrar, Gen & Rev. Sects, in G.O. No. 1172/CB 64-43-1 dated 13-10-1943 after taking into consideration the circumstances that existed then (vide discussions in CB file No. 64-43-(1)). The conditions have changed very much since then and consequently it is not possible to maintain a conveyance with the small allowance that is now attached to the post. The duties that were hitherto attended by the Registrar have not in any way minimised. There is, therefore, some force in the representation of Sri Shankaran Nayar in asking for raising the amount of conveyance allowance. It may not be possible to raise it to Rs 75/- pm but it appears reasonable to fix it at Rs 50/- pm. The benefit of the enhanced rate may also be extended to Sri Nayar for the period he held the post of Registrar viz from 12-6-49 to 13-11-49 which comes to only 5 months.

17) An asst comr who is posted as

28.12.49

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Asst or Under Secy to Govt is permitted to draw a duty allowance of Rs 50/- pm. But this concession is denied to the Asst Secretaries promoted from the subordinate ranks of the Secretariat. Several representations from the latter officers for the grant of this concession to them was not viewed favourably. Sri Nayar also has to be regarded as an officer promoted from the subordinate posts and his name is also included in the cadre of Asst Secretaries (Non-Civil Service). Consequently he is not entitled to the concession granted to the Asst Comrs posted as Asst Secretaries to Govt. Any concession shown to them in this behalf may have to be extended to other non-Civil Service Asst Secretaries. In view of this, this request for grant of duty allowance cannot be complied with.

18) Prior to his entry into the Kerala Service he was employed in the Residency. He was a permanent Chief Supvr of the late Resident's office on a pay of Rs 350/- in the grade of Rs 250-10-400 just before his appointment as Asst Secretary to Govt he was officiating as

Note.—Contn. Sheet.

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officer on Spl. Duty in the same office in the scale pay of Rs 500-30-710 and was drawing a pay of Rs 560/- in that grade and a Dearness Allowance of Rs 85/- pm. As this appointment was held by him on a temporary basis, the pay drawn by him in that post was not taken into account while fixing his pay as Asst Secy to Govt and it was only on the basis of his substantive pay, this pay as Asst Secy was fixed at Rs 400/- (substantive pay Rs 350/- + Rs 50/- being increment due to weightage) (vide notes in paras 52 to 54 in C.B. file No. 110-48 (2+3). He is now getting a High Price Allowance of Rs 40/- pm. There has, therefore, been a sudden reduction in his emoluments to the extent of Rs 205/- pm. This is really a heavy cut in these hard days when the cost of living is abnormally high. This is, therefore, a very hard case.

19) He cannot however be appointed under Secy to Govt on Rs 500-25-600, partly because there is no vacancy of an Under Secy to Govt reserved

Representation of Sri Shankaran Nair Assistant Secretary to Govt

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for Non-Civil Service Asst Secretaries just as in the case of Civil Service Asst Secretaries and also partly because there are still many officers above him in the cadre of Asst Secretaries.

20) As there is a heavy reduction in his emoluments to the extent of more than Rs 200/- a month, it seems fair that the loss has to be made up in some other form. It is, therefore, suggested that Sri Shankaran Nayar may perhaps be given two advance increments, without prejudice to the usual increments that would accrue from time to time, viz the commencement of the Fin Deptt.

(20a) This is also Council matter.

Chief Secy) 30/12/49

21) Please put up Confdl. reports re. this officer.

22) What was the principle adopted in the cases of :—

Sri :— S. Ganapathi Sundaram.

" :— B.G. Kosalram.

" :— Two officials in the Food & Civil Supplies Deptt in Civil

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NOTE—Contn. Sheet.
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Representation of Sri Shankaran Nair, Assistant Secretary to Govt.

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& the Offices & officials who were taken over. Please also state if in any case, the pay on transfer has been fixed at a figure lower than what drawn in an ag. or temporary post, just prior to the transfer.

23) & believe in the case of Sri Kora Chandy, the pay on transfer was not his pay on Registrar of the Dist Court, but what he was getting as Ag. Secretary of the Municipal Council.

V.C.
28/12/[illegible]

24) Submitted with reference to paras 22 and 23 supra. Sri Ganapati Sundaram I class Magistrate, Civil Station was fixed at Rs 550/- in grade 250+50/2-700) The pay he was drawing before absorption. Sri Kochalan, Probation Munsiff, Civil Station was also given the same pay he was drawing on the time of absorption in the state Service viz Rs 350/- (in grade 250-20-450-25-500) Pays 'B', D

25) Sri Ganapati Sundaram was appointed as Stipendiary Magistrate and his

Serial No.

rank was fixed below K. K. Nambiar Sahib and above Sri V. Venugopal Naidu Garu, while Sri Kosalram was fixed below Sri D Ramaswami Iyengar and above Sri M. Varadarajaswamy in the case of Nuzvid. The criteria adopted for fixing their relative pay and rank are their length of Service, date of promotion or confirmation in the grade in which they were working and the pay they were drawing at the time of their absorption in the State Service.

Flags I and S

26) Sri M. V. Sridharan, Supdt, Civil Supplies Deptt and Sri V. Purushotham Klein Asstt Supdt Spec CM. Station were given a pay of Rs 175+20 P.A and Rs 150/- P.M respectively subject to the condition that they will draw the above amounts so long as they hold these posts in the Food Deptt.

V. (linked file)

27) As regards Sri Rama Chandra, the substantive post held by him was that of Sheristedar of the Dt Court (Rs 200-10-300). He was subsequently appointed as Secretary of the Civil Station Municipality on a pay of Rs 300/- in grade 300-10-400 plus some allowance. On absorption in the State Service his pay was fixed at Rs 290/-

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Representation Sri K Sankaran Nair

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plus Rs 5/- as therefrom with effect from 1/1/1950 and as by Registrar High Court, his pay was fixed at Rs 325/- in Grade 250-25-500.

28/7/50

28) The papers put up do not relate to the fixing of the initial pay of the two Officers mentioned in para 22.

29) If approved, [the Comptroller to Govt. may be] consulted unofficially with a view to ascertaining the information required re: the principle adopted in fixing the initial pay of Sri Ganapathi Sundaram and Rosaiyan on transfer to Mysore Govt. Service w.e.f. 1.12.48, including particulars of the substantive and Offg. pay of the Officers (old and revised) before transfer to Mysore Govt. Service. The Comptroller (may) also be requested to state with reference to the allocation statements of a few important Depts. of the Civil Station wherein in any case the pay on transfer has been fixed at a lower figure than that drawn in an acting or temporary post just prior to transfer.

(30) Yes
DCM/R
28/7/50

28.7.50.

28.7.50

Representation of Sri K. Sankaran Nair
Asst Secretary to Govt 2373

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U.O No 61/CB dt 1.2.50

3) Forwarded with Compliments to the Comptroller to Govt for favour of remarks on the points raised in para 29 of the note

Sem. Ramakrishnaiya 28/2/50.
for Chief Secretary to Govt
28/2/50

CONTROLLER 2-8-50 BANGALORE

Sri Shamanna

G. A. D. SN.
U-O No 122
RECEIVED ON
Date 21/3/1950

752/29.3.50. 28.2.50

U.O.No. 975/GAD. Dated, 27-3-1950.

32) Returned with compliments.

33) Sri Ganapati Sundaram was drawing a pay of Rs. 550/- as an Offg. 1st Class Magistrate in grade Rs. 250/50/2-700 just prior to his transfer to the Mysore Govt. Service The grade was revised to Rs. 250-20-450-25-500 from 1-12-48. No weightage was allowed to him since he was already drawing Rs. 550/- i.e. more than the maximum pay of the revised grade. Subsequently he was appointed to act as a District & Sessions Judge on a salary of Rs. 800/- from 20-1-49. He was also provided with a permanent place among Subordinate Judges in the grade Rs. 500-25-600. Sri. B.G. Kosalram was drawing a pay of Rs. 350/- from 1-7-48 as an Acting District Munsiff No weightage was allowed to him in the revised grade from 1-12-48 as the tenure of his appointment was actin and he had put in less than 7½ years' service. Subsequently he was promoted as an Acting Subordinate Judge on a salary of Rs. 450/- (350 + A.A. 100) in the grade Rs. 500-25-600 from 20-1-49. He was also confirmed as a ~~Probationer~~ Munsiff in the grade Rs. 250-25-500.

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20/7/50

34) Instances wherein the pay on transfer has been fixed at a figure lower than that drawn in an acting or temporary post just prior to the transfer have not arisen in the case of M.A.T. persons since the -

Note—Contn. Sheet

Re presentation of Sri R Sankaran Nair

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and his pay was fixed at Rs 1000/- pm (Substantive pay Rs 350 + Rs 50/- being increment due to weightage) in the revised grade of Rs 300-25-500 though he was drawing a officiating pay of Rs 500/- in the grade of Rs 500-30-710. He against a Dearness allowance of Rs 85/- pm. which he was getting prior to transfer he gets a high price allowance of Rs 40/- pm. according to the scale fixed in Mysore. There has therefore been considerable reduction in his emoluments. Some relief appears called for in this case.

44) As suggested in para 20 of the notes Sri Sankaran Nair may perhaps be given two advance increments in the grade of Rs 300-25-500 without prejudice to the usual increments that would accrue from time to time. This would perhaps be unobjectionable from the point of view of the other officers who are Senior to Sri Nair in the case of most Secretaries and at the same time some relief would have been afforded to the officer. Refer is also invited to the last sentence in the A.G's No. note.

45) As regards his other two requests for grant of Duty allowance and Conveyance allowances, the points have been discussed in full in paras 16 & 17 of the notes supra.

45) Refer para 21 to 23.

Chief Secy)

10/5/50

CHIEF SEC 14664 TRIVANDRUM SECRETARIAT

Note.—Contn. Sheet.

Representation of Sri K. Sankaran Nair

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the officials were fixed both in the substantive and nonsubstantive appointments held by them at the time of absorption and were allowed to draw the temporary pay so long as they continued to hold the temporary posts. But, in the case of one Sri Anthunathan, a permanent Upper Division clerk in the late Residency Office with a substantive pay of Rs. 170/- but drawing an Officiating pay of Rs. 260/- his pay, on transfer to the Mysore Service as Manager of the D.S.P.'s Office, Civil Station, was fixed at Rs. 170/- which he was drawing in his substantive appointment prior to his transfer to the State Services. Subsequently on further representation, his pay was fixed at Rs. 250/- in the grade of Rs. 150-10-250 from 9-4-49 as a special case in accordance with the Govt. Order No. 11588-9/Pol.275-49-2 dated 1-2-50.

3) The main point to be emphasised is that in the case of the M.A.T. personnel the salaries of the officers were fixed after allowing weightage both in their substantive and non-substantive appointments according to para 3 of G.O.No.3570-71/33.217-48-1 dated 25-11-48 and that when the sanction for the continuance of the non-substantive appointments ceases, the officers will draw only the salary due to them in their permanent appointments. In the case of the Residency staff, the salary drawn in the temporary appointments held by them is taken as the basis for fixing their salaries permanently under the Mysore Government although such a concession was not allowed in the case of the M.A.T.Personnel, it may create a precedent for the latter also.

For Comptroller.

Mm.

A.G.M.

Re presentation of Sri K. Sankaranarayanan

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37) Submitted with reference to para 31 of the note.

17/4/50 38) The Confidential reports on the character and work of the Officer are placed below.

39) The cases of the Officers mentioned in para 22 are covered by the H. O. note at paras 32 to 35.

40) The question of the pay to be allowed to Sri Rama Chandy as Dy. Regr. of the High Court is discussed in paras 65 to 67, 81(c) and 96 in the linked file bearing D. No. 2327/CP.

Repee. paras 21 to 23.

17.4.50. 41) The confl. Reports of Sri Shankaran Nair are put up for perusal. They are uniformly good and speak well of the character and work of Sri Nair.

42) The H.O. note of the A.G. at paras 32 to 35 is for perusal. (It covers the cases of officers referred to in paras 22 of the note.) It may be seen therefrom that several officers who have been taken over, have been allowed to draw the pay they were getting and there is no instance wherein the pay on transfer has been fixed at a figure lower than that drawn in an acting or temporary post just prior to the transfer, since the officials were fixed both in the substantive and non-substantive appointments held by them at the

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ine of absorption and were allowed to
raw the temporary pay so long as they
ontinued to hold the temporary posts.
ome of them got promotion to higher
grade by virtue of the rank assigned to
them in the regular cadres in Mysore Service.
'ven in the case of Sri Anthanarayan, whose
ubstantive pay was Rs 170/- and the
offg. pay was Rs 260/-, his pay on transfer was
fixed at Rs 170/- and it was subsequently
raised, as a spl. case, to Rs 250/-. None of
them seems to have suffered in loss
of emoluments.

43) Even in the record of discussions which
were held in Delhi in the matter
Connected with the Retro-cession, it was
agreed that there Mysore Govt would take
over the administration of the Civil Stations and
many the departments and offices,
in that area on terms fair to all. At
the time Sri Shankaran Nair, was taken
over to the service of the Mysore Govt, the
possibilities of fixing them with due
regard to their substantive pay and
the emoluments he was getting in his
officiating appointment were carefully
considered and it was proposed to allow
them the benefit of the revised scale of
pay applicable to the Mysore Govt Servic

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46) Of all the cases of personnel taken over from the administration of Assigned Tract, consequent on retrocession, I think this is the only case where an officer has been placed at a disadvantage, in regard to the salary to be drawn by him under this Government. All the others, - gazetted or non-gazetted, have been fixed, on entry into Mysore Government Service, at at least the salary they were drawing in the Civil Station., if not at a higher salary*. In the case of the two Judicial officers Sri S. Ganapatisundaram and Sri B.G. Kosalram, their pay in their permanent appointments was fixed no doubt, on entry into Mysore Service, but they were also placed at the top of the respective grades of Sub-Judge and Munsiffs, so that they immediately got promoted and got ag emoluments too. In the case of ~~Sri Krishnankutty Nayar~~ Sri Kora Chandy, a permanent Sheristedar of the District Court, Civil Station, on Rs.290 plus Rs.5/- ~~clerk on Rs.100-10-200, and officiating Superintendent on~~ in grade Rs.200-10-300. ~~Rs.250/-~~ and Secretary of the Municipal Commission on Rs.300-10-400, he was promoted to gazetted rank as Deputy Registrar of the High Court on Rs.325/- in grade Rs.250-25-500. The cases of others, e.g., Sri Ananthunathan, and all other non-gazetted staff are similar. In one sentence, not one except Sri Sankaran Nair has suffered loss of emoluments, as compared to what he was drawing prior to being taken over by the Mysore Government.

(*) Vide Statement below: (Page 1)

47) In this case there is no permanent place to which a reversion at any time is at all possible, as the permanent place has been retrenched, consequent on the abolition of the entire Residency Office: The basis of fixing up of the initial salaries on entry into the Mysore Service, mentioned at Para 35 in his Un-official Note by the Comptroller, though

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sound on theoretical grounds, cannot hold good in the present case, nor can it be of any material value, as, even in respect of others who do have a permanent post still to which they can theoretically revert sometime, the chances of such reversion can be ruled out altogether, in actual practice.

48) The last sentence in the same para is also of not much import, as the M.A.T.Staff have all had more favourable treatment than in this particular case; on the other hand, it is a case now of treating this solitary case of a Residency Office official, in as favourable a manner as the M.A.T. Staff. Even then, if the object is that the permanent pay on entry into Mysore Service should not be based on the temporary pay that was drawn in an officiating appointment just prior to being taken over, the permanent pay can be fixed at a slightly lower figure. On the date of his being taken over, Sri Sankaran Nair was drawing Rs.530/- as officiating pay in grade Rs.500-30-710 and a Dearness allowance of Rs.85/-. He has been fixed on Rs.400/- in Mysore Service on the basis that his substantive pay was Rs.350/- in the old grade of Rs.250-20-350, adding on Rs.50/- being two increments due to weightage. Had the Central Pay Commission scales been given effect to, adopted as the basis, his permanent pay would have been Rs.385/- plus the two increments now given = Rs.435/-. However, this officer's emoluments were reduced from 530/- plus 85/- to Rs.400/- plus 40/-, and he has suffered in emoluments to an extent of Rs.130/- in substantive pay, and Rs.45/- in D.A. on coming over. At the time his pay was fixed, most of the other cases had not been settled; most of them came to be decided afterwards, e.g., those of Sriyuts. Kora Chandy, Ananthunathan, Ramapati-Sundaram, B.G. Kosal Ram, etc. It is only fair that Sri Sankaran Nair should be treated

Note.—Contn. Sheet.

Representation of Sri Sankaran Nair, Asst Secretary

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in the same manner as those others. If, as already stated above it is not advisable to fix his pay at Rs.530/-, the officiating pay he was drawing prior to retrocession, it may be fixed at Rs.500/- at least from the date he joined Mysore Government, even though it means a loss of pay of Rs.30/- and D.A. of Rs.45/- to him, not to mention the loss of a better grade. This would also take care of the apprehension in the Comptroller's U.O. Note Dated the 27th March 1950, - vide last sentance in para 35.

49) This would enable the officer, who has about 6 years of service, to draw a pension of about Rs.275/- on retirement. His work, character, etc., have all been ~~inform uniformly~~ uniformly satisfactory both prior and subsequent to retrocession, and he has acquitted himself very well indeed as Registrar, Assistant Secretary, Special Revenue Branch, and he is now posted to a heavy charge, as Assistant Secretary, Development Department.

50) As stated above, this cannot be a precedent as all other cases have been settled in a more favourable manner, and they are now to be considered as precedents for this case. Council matter.

16/6.

15-6-50 sent 15/6/50

Chief Secy.
Hon'ble Dewan Sahib
16/6.

51) 16.6.50.

52) Circulate. Sent 16/6/50
Secy. 577/6/50

53) Draft Circulation not put up for approval
19/6/50
by 23/6/50

54) Please put up fair draft.

23/6/50

16/6

CHIEF SECRETARY 15 JUN 1950 GOVT. OF MYSORE

2743 16 JUN 1950 BANGALORE CHIEF SECRETARY, BANGALORE

GENERAL & REVENUE SECRETARIAT 16 JUN 1950 CONFIDENTIAL BRANCH

OFFICE OF THE MINISTER FOR FINANCE & INDUSTRIES.
No. 1623
Date 17-6-50

16/6

WD 00820—GPB—25,000—26-7-49

Serial No.

for approval

55) Draft circulation note put up for orders as to which of the two alternative proposals indicated below may be put up for the consideration of the Council in the draft Order.

Fixing Sri K. Sankar Rao's pay at

1) Rs 530/- P.M., the officiating pay he was drawing prior to retrocession;

or

2) at Rs 500/- (in Grade 300-25-500) from the date he joined Mysore Govt Service.

A

56) Refer. para 48.(A)

(sd) 24/6/50

57) In case the pay of Sri Shankaran Nayar is fixed at Rs 530/-, it would exceed the maximum of this grade pay viz Rs 300-25-500 and the excess of Rs 30/- over the maximum may have to be treated as Personal Allowance.

24.6.50

58) Perhaps the requirements of the case could be meet fully if pay of the officer is fixed Rs 500/- in the grade of Rs 300-25-500 from the date he joined duty as under the Govt of Mysore.

B

59) D.C.N. is for approval

Chief Secy)

KmR 26/6/50

60) A = Orders.

Minr for F.

& i/c. Chief Minr

27/6

CHIEF SECRETARY 27 JUN 1950 GOVT OF MYSORE

OFFICE OF THE MINISTER FOR FINANCE & INDUSTRIES

No. 2059

Date 28.6.50

NOTE—Contn. Sheet.

Representation of Sri. K. Sankaran Nair, Asst Secretary to Govt

File No. 2373/co of 19 | General and Revenue Secretariat

Serial No. D.C. 173/50-51.

61) Agree with B.
H.E.D.
29/6/50

62) Done
1/7
1.7.50

20.59.

CHIEF SECRETARIAT
Council Section
5 JUL 1950
CONFIDENTIAL BRANCH

Council File No. D.C. 173/50-51
For disposal by Circulation
Received .. 5.7.50
Financial concurrence 16.6.50
Circulated 7.7.50
Circulation to complete on 18.7.50
Issue 7.7.50 Asst. Sec. to C.B.

7.7.50

7.7.50

1. Circulation completed 18.7.50
2. Ministers concur
3. Included in ——— the Council Proceedings on 18.7.50
4. Forwarded to the Secretary (C.B.) Department with compliments for issue of orders and return to Confidential Branch.

Date 18.7.50 Chief Secretary 18/7

CHIEF SECRETARIAT
3537
18 JUL 1950
GOVT. OF MYSORE

18.7.50.

18.7.50.

CIRCULATION NOTE.

SUBJECT:- Representation of Sri K. Sankaran Nair, Assistant Secretary to Government.

-ooo-

1. Sri K. Sankaran Nair makes the following requests:-

1) That the terms previously offered to and accepted by him be reconsidered and that his pay be re-fixed in the Under Secretaries' grade of Rs.300-25-600 from the date he was taken into Mysore Government Service;

2) That a Duty Allowance of Rs.50/- be attached to the post of Registrar, General & Revenue Secretariat and that he be paid such an allowance during the period he worked as Registrar; and

3) That the Conveyance Allowance of Rs.35/- p.m. attached to the post of Registrar, General and Revenue Secretariat be raised to Rs.75/- p.m. and that he be paid the difference during the period he worked as Registrar.

2. Sri K. Sankaran Nayar was appointed Assistant Secretary to Government n Government Notification No.8773/C.M.110-48-2 dated 30th April 1949 and was osted as Registrar, General & Revenue Secretariat in a Notification dated 5th June 1949./ He took charge as Registrar, General & Revenue Secretariat on 12/6/49. He has subsequently been posted as Assistant Secretary, pecial Revenue Branch and is now working as Assistant Secretary to Government, evelopment Branch. He is at present placed in the grade pay of Rs.300-25-500, nd his pay fixed at Rs.400/- in this grade pay with effect from the date he oined duty under this Government. While he was working as Registrar, General & evenue Secretariat, Sri Sankaran Nayar was drawing a Conveyance Allowance of s.35/- attached to the post of Registrar in addition to his grade pay and with is transfer to the Special Revenue Branch, the Conveyance Allowance has ceased.

3. As stated in the representation, several other officers of the Civil tation who have been taken over, have been given higher status and pay, and n any case, none of them seems to have suffered a loss of emoluments in the anner suffered by Sri Sankaran Nayar.

4. The Comptroller to Government was consulted unofficially with a view o ascertaining the information required regarding the principle adopted in ixing the initial pay of Sri Ganapathi Sundaram and Kosalram on transfer to ysore Government Service with effect from 1st December 1948, including particulars f the substantive and officiating pay of the officers (old and revised) before ransfer to Mysore Government Service. The Comptroller was also requested to tate with reference to the allocation statements of a few important Departments f the Civil Station whether in any case the pay on transfer has been fixed at a

at a lower figure than that drawn in an acting or temporary post just prior to transfer.

5/ The Comptroller's reply was as follows:-

(a) "Sri Ganapati Sundaram was drawing a pay of Rs.550/- as an Offg. 1st class Magistrate in grade Rs.250-30/2-700 just prior to his transfer to the Mysore Government Service. The grade was revised to Rs.250-20-450-25-500 from 1-12-1948. No weightage was allowed to him since he was already drawing Rs.550/- i.e., more than the maximum pay of the revised grade. Subsequently he was appointed to act as a District and Sessions Judge on a salary of Rs.800/- from 20-1-1949. He was also provided with a permanent place among Subordinate Judges in the grade Rs.500-25-600. Sri R.G. Kesaliram was drawing a pay of Rs.350/- from 1-7-1948 as an Acting District Munsiff. No weightage was allowed to him in the revised grade from 1-12-1948 as the tenure of his appointment was acting and he had put in less than 7½ years' service. Subsequently he was promoted as an Acting Subordinate Judge on a salary of Rs.450/- (350 plus I.A.100) in the grade 500-25-600 from 20-1-1949. He was also confirmed as a Munsiff in the grade Rs.250-25-500.

(b) Instances wherein the pay on transfer has been fixed at a figure lower than that drawn in an acting or temporary post just prior to the transfer have not arisen in the case of H.A.T. persons since the officials were fixed both in the substantive and non-substantive appointments held by them at the time of absorption and were allowed to draw the temporary pay so long as they continue to hold the temporary posts. But, in the case of One Sri Sathyamathan, a permanent Upper Div. Clerk in the late Residency Office with a substantive pay of Rs.170/- but drawing an officiating pay of Rs.260/- his pay on transfer to the Mysore Service as Manager of the D.S.P.'s Office, Civil Station, was fixed at Rs.170/- which he was drawing in his substantive appointment prior to his transfer to the State Service. Subsequently on further representation his pay was fixed at Rs.230/- in the grade of Rs.150-10-250 from 9-4-49 as a special case in accordance with the Government Order No.11988-9/Fol.275-49-2 dated 1-2-1950.

(c) The main point to be emphasised is that in the case of the H.A.T. personnel the salaries of the officers were fixed after allowing weightage both in their substantive and non-substantive appointments according to para 3 of G.O.No.3370-71/G.S.217-48-1 dated 25-11-1948, and that when the sanction for the continuance of the non-substantive appointments ceases, the officers will draw only the salary due to them in their permanent appointments. If in the case of the Residency staff, the salary drawn in the temporary appointments held by them is taken as the basis of fixing their salaries permanently under the Mysore Government although such a concession was not allowed in the case of the H.A.T. Personnel, it may create a precedent for the latter also."

6. The Chief Secretary has noted on the file as follows:-

(a) "Of all the cases of personnel taken over from the administration of Assigned Tract, consequent on retrocession, I think this is the only case where an officer has been placed at a disadvantage, in regard to the salary to be drawn by him under this Government. All the others, gazetted or non-gazetted, have been fixed, on entry into Mysore Government Service, at at least the salary they were drawing in the Civil Station, if not at a higher salary. In the case of the two Judicial officers Sri S. Ganapathisundaram and Sri R.G. Kesaliram, their pay in their permanent appointments was fixed no doubt, on entry into Mysore Service, but they were also placed at the top of the respective grade of Sub-Judges and Munsiffs so that they immediately got promoted and got acting emoluments too. In the case of Sri Kora Chandr- ———

of the District Court, Civil Station, on Rs.290 plus Rs.5 in grade Rs.200-10-300 and Secretary of the Municipal Commission on Rs.300-10-400, he was promoted to gazetted rank asDeputy Registrar of the High Court on Rs.375/- in grade Rs.250-25-500. The cases of others, e.g., Sri Anthunathan, all other non-gazetted staff are similar. In one sentence, not one except Sri Sankaran Nair has suffered loss of emoluments, as compared to what he was drawing prior to being taken over by the Mysore Government.

(b) In this case there is no permanent place to which a reversion at any time is at all possible, as the permanent place has been retrenched, consequent on the abolition of the entire Residency Office. The basis of fixing up of the initial salaries on entry into the Mysore Service, mentioned at para 3 in his unofficial note by the Comptroller, though sound on theoretical grounds, cannot hold good in the present case nor can it be of any material value, as, even in respect of others who do have a permanent post still, to which they can theortically revert sometime, the chances of such reversion can be ruled out altogether, in actual practice.

(c) The last sentence in the same para is also of not much import, as the M.A.T. Staff have all had more favourable treatment than in this particular case; on the other hand, it is a case now of treating this solitary case of a Residency Office official, in as favourable a manner as the M.A.T. Staff. Even then, if the object is that the permanent pay on entry into Mysore Service should not be based on the temporary pay that was drawn in an officiating appointment just prior to being taken over, the permanent pay can be fixed at a slightly lower figure. On the date of his being taken over, Sri Sankaran Nair was drawing Rs.530/- as officiating pay in grade Rs.500-30-710 and a Dearness Allowance of Rs.85/-. He has been fixed on Rs.400/- in Mysore Service on the basis that his substantive pay was Rs.350/- in the old grade of Rs.280-30-350, adding on Rs.30 being two increments due to weightage. Had the Central Pay Commission scales been given effect to and adopted as the basis, his permanent pay would have been Rs.345/- plus the two increments now given Rs.435/-. However, this officer's emoluments were reduced from 530 plus 85/- to Rs.400/- plus 40/-, and he has suffered in emoluments to an extent of Rs.130/- in substantive pay, and Rs.45/- in D.A. on coming over. At the time his pay was fixed, most of the other cases had not been settled; most of them came to be decided afterwards, e.g., those of Sriyutas Kora Chandy, Anthunathan, Ganapathi Sundara, A.G. Kosalram etc. It is only fair that Sri Sankaran Nair should be treated in the same manner as these officers. If, as already stated above it is not advisable to fix his pay at Rs.530/-, the officiating pay he was drawing prior to retrenchment, it may be fixed at Rs.500/- at least, from the date he joined Mysore Government eventhough it means a loss of pay of Rs.30/- and D.A.45/- to him, not to mention the loss of a better grade. This would also take care of the apprehension in the Comptroller's Unofficial Note dated 27th March 1950, vide last sentence in para last. (of the Comptroller's reply - para 5(a).

(d) His work, character, etc., have all been uniformly satisfactory both prior and subsequent to retrenchment, and he has acquitted himself very well indeed as Registrar, Assistant Secretary, Special Revenue Branch, and he is now posted to a heavy charge, as Assistant Secretary, Development Department.

(e) As stated above, this cannot be a precedent as all other cases have been settled in a more favourable manner, and they are not to be considered as precedent for this case. Council matter."

7. The Financial Secretary has concurred in the proposal.

8. When the file was submitted to the Hon'ble Minister for Finance and Chief Minister in charge, he has ordered that the case may be disposed of by circulation.

Circulation Note--Contn. Sheet:—

9. Hence this Note.

DRAFT ORDER.

"Council resolves that the pay of Sri K. Sankaran Nair, Assistant Secretary to Government, be fixed at Rs.500/- per mensem, in grade Rs.300-25-500 with effect from the date he joined duty under the Government of Mysore."

KVR/-

H. Ramakrishnaiya
CHIEF SECRETARY TO GOVERNMENT.

Council File No. D.C. 173/50-51.
For disposal by Circulation.
Received 5.7.50.
Financial concurrence 16.6.50.
Circulated 7.7.50.
Circulation to complete on 18.7.50.
O/C.
Date 7.7.50. Asst. Secy., C.B.

Representation of Sri K. Sankaran Nair, Asstt Secy to

neral and Revenue Secretariat | 2372 - CP3 of 49-50 File No. | of 195 | [App. F. III-2

WD 07556—GPB—1,000—28-1-50

Serial No.

Submitted with a draft GO. for approval.

19/7/50

19.7.50.

Recd on 20-7-50 with FD

Dy

19-7-50

Fr com no 1942/20-7-50

Fy has agreed

20-7 20/7

20/7/50

Dy 20-7

To

The Asst General through Jdt.

~~Appointment of Sankaran~~

Order no. 6290/CB3 90-49-2 dt 19/7/50

Fixing the pay of Sri Sankaran Nair Asstt Secretary to Govt at Rs 507- in Grade 300-25-500.

Note—Contn. Sheet

From

K.Sankaran Nayar,
Assistant Secretary to the Government of Mysore
Special Revenue Branch,
Bangalore.

To

The Chief Secretary to the Government
of His Highness the Maharaja of Mysore,
Bangalore.

Through

The Secretary to Government of Mysore,
Revenue Department, Bangalore.

Sir,

I beg to submit the following representation for the kind consideration of the Government of Mysore:

I was employed under the Central Government from June 1922 to June 1949, when, as a result of Lapse of Paramountcy and the Retrocession of the Civil Station of Bangalore, I was transferred to the service of the Government of Mysore, and posted as an Assistant Secretary in the General and Revenue Secretariat. At the time of my transfer, I was drawing a pay of Rs.530/- in grade Rs.500-30-710 and a Dearness Allowance of Rs.85/- per mensem, and I was due my next increment raising my pay to Rs.560/- from 1st October 1949. My pay under the Mysore Government has been fixed at Rs.400/- in grade Rs.300-25-500 plus a Dearness Allowance of Rs.40/- per mensem. There has thus been a drop of Rs.160/- in my pay and Rs.45/- in my Dearness Allowance. This heavy reduction in my income has affected me considerably, especially in view of the continuing high cost of living. Personnel transferred to the service of the Government of Mysore as a result of Retrocession have been treated with great consideration by the Government of Mysore, and so far as I am aware, no offic has suffered in emoluments by such transfer. In fact, some

p.t.o.

them, e.g., Sri S.Ganapatisundaram and Sri B.G.Kosalram, who at the time of transfer were acting First Class - Magistrate and temporary District Munsiff, respectively, the Accountants of the Income-Tax Office etc., have been given higher status and pay under the Government of - Mysore. I believe I am the only person who has been affected adversely by such transfer, and as already - already stated, the reduction in my emoluments has been very heavy. I may also mention that while I was at New Delhi in connection with the winding up of the Mysore Residency Residuary Office, I was offered by the States Ministry an appointment under them on a pay slightly higher than what I was drawing at the time as Officer on Special Duty; but as I have been in Bangalore practically from my childhood and have made Mysore my home, I - preferred to remain in Bangalore and serve the Government of His Highness. I have an excellent record of service, and I request that my confidential personal file, which is now with the Government of Mysore, may kindly be - looked into in this connection. In the circumstances, I request that the Government of Mysore may be pleased to reconsider the terms offered to me and re-fix my pay in the Under Secretaries' grade of Rs.500-25-600 from the date they took me into their Service.

2. On my ~~re~~ transfer to the Mysore Service on 12th June 1949, I was posted as Registrar of the General and Revenue Secretariat and held that post until 13th November 1949. The Duty Allowance of Rs.50/- per mensem which the previous Registrar was drawing was not, however,

paid to me, presumably because I do not belong to the regular cadre of Mysore Civil Service Officers. In this connection, I beg to submit that the duties and responsibilities attached to the post of the Registrar are comparatively very heavy and onerous. The Assistant Secretaries of the General and Revenue Secretariat have normally to supervise the work of only a single Branch, whereas the Registrar has three Branches, with a Superintendent in charge of each, under him, namely, the Administration Branch, the Accounts Branch and the General Records. He has in addition to supervise the work of (1) the Watch and Ward Establishment, (2) Reception Office (3) Library, (4)General Despatching Section, (5) Stores, (6) Guest House Establishments at Bangalore and Mysore and (7) Residuary work of the various Special Duty Offices like Dasara and Birthday Festivities, Representative Assembly, Legislative Council and Constituent Assembly Sessions, etc. The work is definitely too much for a single officer to deal with efficiently, and from my experience of five months as Registrar, I submit that it is absolutely essential, in the interests of the efficient and smooth working of the Secretariat, to relieve him of some of these items of work. In any case, I feel that a Duty Allowance of Rs.50/- should be attached to the post of the Registrar, irrespective of whether the incumbent of the post is a Civil Service Officer or not, and I request that I may kindly be paid such an allowance during the period I worked as Registrar.

3. Another matter which I wish to urge is the inadequacy of the Conveyance Allowance of Rs.35/- paid to the Registrar. I trust that it will readily be accepted

p.t.o.

2372
CB

that it is impossible to maintain a conveyance with this amount under the conditions now existing. The allowance was fixed at Rs.35/- years ago when conveyances and cost of maintaining them were very much cheaper, and it is only reasonable that it should be raised having regard to the present conditions, as in the case of mileage and daily allowance rates, The Government of Mysore are paying a minimum conveyance allowance of Rs.75/- per mensem to their officers in the Civil Station, Bangalore, and to the officers of the City Municipality and I request that the allowance attached to the post of the Registrar may also be raised to Rs.75/- per mensem and that I may be paid the difference during the period I worked as Registrar.

Yours obediently,

H. Sankaranarayana

BANGALORE,
Dated, 28th Nov: 1949.

Ch: Secy
W/e

28/11/49

C.S.

Please work up, Early

28/4

CHIEF SECRETARY
4851
- 8 NOV 1949
GOVT. OF MYSORE

Sir V. K.

29.11.49

Statement showing Pay & position of former M.A.T. & Residency Officials on absorption in Mysore Government Service.

Sl.No.	Class of Govt.Servants.	Pay & Position under M.A.T. or Residency Administration.	Pay & Position on absorption in Mysore Government Service.	Remarks.
(1)	(2)	(3)	(4)	(5)
	(i). M.A.T. Personnel.			
	Gazetted Officers.			
1.	Sri S.GanaPatisundaram.	Permanent Registrar, Dist. Court on Rs.250/-. Acting 1st Class Magistrate on Rs.500/- in scale Rs.250-700.(250-50/2-700) *	Sub Judge on Rs.550/-.	Ag. District Judge on Rs.800/-
2.	" B.G.Kosalram.	Temporary District Munsiff on Rs.300/- in scale Rs.250-25-500 *	District Munsiff on Rs.350/- in scale Rs.250-25-500.	Ag.Sub Judge on Rs.350 plus A.A.Rs.100/-.
		*-Grade not revised by Central Pay Commission.		
	Non-Gazetted Officers.			
3.	A L L.	All who elected transfer to Mysore Government Service were absorbed in the corresponding scales of Mysore Govt. on the pay (un-revised) they were drawing plus weightage admissible under the Mysore Rules.		While nobody sufferred a reduction in pay (whether permanent, acting or temporary), several were given higher pay and status, e.g., the I.T.Accountants, the Treasury ~~Accountant~~ Asst. Accountant & the Police Inspectors were promoted to Gazetted ranks, on higher pay in some instances. Even the special temporary pay and allowances of some of these officials (e.g. Superintendent

				Office and the Fuel Inspector), which were cut out first, were subsequently allowed.
	(ii) Residency personnel.			
	Gazetted Officers.			
4.	Sri K.Sankaran Nayar	Permanent Superintendent on Rs.350/- (un-revised) & Rs.400/- (revised). Offg.Officer on Special Duty on Rs.525/- in scale 500-25-600 (un-revised) & Rs.530/- in scale 500-30-710. (revised).	Asst.Secretary on Rs.400/- in scale 300-25-500.	Offg.Pay reduced by Rs.130/- The only case in which there has been a reduction in pay - (Would have been confirmed in scale 500-30-710 but for Retrocession & Lapse of Paramountcy).
	Non-Gazetted Officers.			
5.	Sri Kora Chandy.	Permanent Clerk on Rs.100-10-200. Pro-Sub Registrar, Dist. Court on Rs.150-10-250. Offg. Superintendent on Rs.250/- (All un-revised)	Deputy Registrar, High Court on Rs.325/- in scale 250-25-500.	On transfer to Mysore Service, he was first appointed as Secretary, Municipal Commission, Civil Station on Rs.300/- in scale Rs.300-10-400 plus certain allowances & subsequently appointed as Deputy Registrar, High Court on Rs.325/- in scale 250-25-500.
6.	Sri D.M.Anthunathan.	Permanent Clerk on Rs.100-10-200. Offg. Budget Clerk on Rs.250/-.	Manager, Police Office, Civil Station on Rs.250/-.	

Given by Sri. Sankaran Nair.
To be checked up

PROCEEDINGS OF THE GOVERNMENT OF MYSORE

R e a d:-

Notification No.6773/C.B.110-48-2xxx dated the 3rd May 1949 appointing Sri.K.Sankaran Nair, Officer on Special Duty (Mysore Residency) as Assistant Secretary to Government on a pay of Rs.400/- per mensem in grade 300-25-500.

2. Representation dated 28th November 1949 from Sri.K.Sankaran Nair, Assistant Secretary to Government stating that he suffered heavily in emoluments by his transfer to the State Service and requesting, among other things, that his pay may be refixed in the Under Secretaries' grade of Rs.500-25-600.

****

ORDER NO.6290/C.B.390-49-2

Dated, Bangalore, the 19th July 1950.

It is directed that the pay of Sri.K.Sankaran Nair, Assistant Secretary to Government, be fixed at Rs.500/- per mensem in grade 300-25-500 with effect from the date he joined duty under the Government of Mysore i.e., 12th June 1949.

Sd/- M. Ramakrishnaiya
for Chief Secretary to Government

To

The Accountant-General, Mysore, Bangalore.
through Financial Department.

LC/6

Copy to :—

1) Sri. K. Sankaran Nair, Asst Secy. Dev: Dept.
2) Chief Ministers Office.
3) Ministers' Establishment
4) Confidential Branch

G. R. S. App. F VI—G. 2]

SUBJECT.....

.....

.....

Diary No. of letter replied to..... .. ....

Section.

File No.

Serial No.

General and Revenue Secretariat.

( )

the 194 .

Proceedings of the Government of His Highness the Maharaja of Mysore.

Date of issue..... 194 .

Signed by .....

May this be—

(i) printed ?

(ii) treated as a Standing Order ?

(iii) published in the Gazette, English Part ?

(iv) translated ?

(v) placed at the disposal of the Press ?

(iv) published in the Gazette, Kannada Part ?

Read— Notification ~~Dated~~ No: 8773/CB 110-48-2 dated the 3rd May 1949 appointing Sri K Sankaran Nair, Officer on Special Duty (Mysore Residency) as Asst Secretary to Govt on a pay of Rs 400/- P.M in grade 300-25-500.

2. Representation dated 28th November 49 from Sri K. Sankaran Nair, Asst Secretary to Govt ~~Order thereon. No.~~ stating that he suffered heavily in emoluments by his transfer to the State Service and requesting, among other things, that his pay may be refixed in the Under Secretaries' grade of Rs 500-25-600.

P.T.O

Order No 6290/CB 390-59-2. Date 19.7.50.

It is directed that the pay of Sri K. Sankaran Nair Asstt Secretary to Govt, ~~Development Dept~~ be fixed at Rs 500/- P.M in grade 300-25-500 with effect from the date he joined duty under the Govt of Mysore i.e. 12-6-1949.

Sd/- K.M.R
19.7.50
for Chief Secretary
to
19/7/50

To

The Accountant General, Mysore, B'lore through FD

Copies to:—

1) Sri K. Sankaran Nair, Asstt Secretary to Govt Development Dept.
2) Chief Ministers Office.
3) Ministers' Suite
4) Confidential Branch

List of Enclosures

19.7.50.

Copied by

Examined by

WD 04162—GPB—60,000—23-10-41

DRAFT CIRCULATION NOTE.

SUBJECT:- Representation of Sri K. Sankaran Nair, Assistant Secretary to Government.

1. Sri K. Sankaran Nair makes the following requests:-

(1) That the terms previously offered to and accepted by him be reconsidered and that his pay be re-fixed in the Under Secretaries' grade of Rs.500-25-600 from the date he was taken into Mysore Government Service;

(2) That a Duty Allowance of Rs.50/- be attached to the post of Registrar, G.R.S. and that he be paid such an allowance during the period he worked as Registrar; and

(3) That the Conveyance Allowance of Rs.35/- p.m. attached to the post of Registrar, G.R.S. be raised to Rs.75/- p.m. and that he be paid the difference during the period he worked as Registrar.

2. Sri K. Sankaran Nayar was appointed Assistant Secretary to Government in Govt. Notification No.8773/ C.B.110-48-2 dated 30th April 1949 and was posted as Registrar, General & Revenue Secretariat in a Notification dated 10th June 1949. He took charge as Registrar, G.R.S. on 12th June 1949. He has since been posted as Assistant Secretary, Special Revenue Branch. He is at present placed in the grade pay of Rs.300-25-500, and his pay fixed at Rs.400/- in this grade pay with effect from the date he joined duty unde this Government. While he was working as Registrar, G.R.S. Sri Sankaran Nayar was drawing a C.A. of Rs.35/- attached to the Post of Registrar in addition to his grade pay and with his transfer to the Special Revenue Branch, the C.A. has ceased.

CB 110-48-2-3

3. As stated in the representation, several other officers of the Civil Station who have been taken over, have been given higher status and pay, and in any case, none of them seems to have suffered a loss of emoluments in the manner suffered by Sri Sankaran Nayar.

4. The Comptroller to Government was consulted unofficially with a view to ascertaining the information required regarding the principle adopted in fixing the initial pay of Sri Ganapathi Sundaram and Kosalram on transfer to Mysore Government Service with effect from 1st December 1948, including particulars of the substantive and officiating pay of the officers (old and revised) before transfer to Mysore Government Service. The Comptroller was also requested to state with reference to the allocation statements of a few important Departments of the Civil Station whether in any case the pay on transfer has been fixed at a lower figure than that drawn in an acting or temporary post just prior to transfer.

5. The Comptroller's reply was as follows:-

a) "Sri Ganapati Sundaram was drawing a pay of Rs.550/- as an Offg. 1st class Magistrate in grade Rs.250-50/2-700 just prior to his transfer to the Mysore Government Service. The grade was revised to Rs.250-20-450-25-500 from 1-12-48. No weightage was allowed to him since he was already drawing Rs.550/- i.e., more than the maximum pay of the revised grade. Subsequently he was appointed to act as a District and Sessions Judge on a salary of Rs.800/- from 20-1-49. He was also provided with a permanent place among Subordinate Judges in the grade Rs.500-25-600.

Sri B.G. Kosalram was drawing a pay of Rs.350/- from 1-7-48 as an Acting District Munsiff. No weightage was allowed to him in the revised grade from 1-12-48 as

as the tenure of his appointment was acting and he had put in less than 7½ years' service. Subsequently he was promoted as an Acting Subordinate Judge on a salary of Rs.450/- (350 plus A.A.100) in the grade 500-25-600 from 20-1-49. He was also confirmed as a Munsiff in the grade Rs.250-25-500.

b) Instances wherein the pay on transfer has been fixed at a figure lower than that drawn in an acting or temporary post just prior to the transfer have not arisen in the case of M.A.T. persons since the officials were fixed both in the substantitive and nonsubstantive appointments held by them at the time of absorption and were allowed to draw the temporary pay so long as they continue to hold the temporary posts. But, in the case of one Sri Anthunathan, a permanent Upper Division clerk in the late Residency Office with a substantive pay of Rs.170/- but drawing an officiating pay of Rs.260/- his pay on transfer to the Mysore Service as Manager of the D.S.P.'s office, Civil Station, was fixed at Rs.170/- which he was drawing in his substantitive appointment prior to his transfer to the State Services. Subsequently on further representation his pay was fixed at Rs.250/- in the grade of Rs.150-10-250 from 9-4-49 as a special case in accordance with the Govt. Order No.11588-9/Pol.275-49-2 dated 1-2-1950.

c) The main point to be emphasised is that in the case of the M.A.T. personnel the salaries of the officers were fixed after allowing weightage both in their substantive and non-substantive appointments according to para 3 of G.O.No.3570-71/C.B.217-48-1 dated 25-11-48 and that when the

the sanction for the continuance of the non-substantive appointments ceases, the officers will draw only the salary due to them in their permanent appointments. If, the case of the Residency staff, the salary drawn in the temporary appointments held by them is taken as the basis of fixing their salaries permanently under the Mysore Government although such a concession was not allowed in the case of the M.A.T. Personnel, it may create a precedent for the latter also.

6. The Chief Secretary has noted on the file as follows:-

a) Of all the cases of personnel taken over from the administration of Assigned Tract, consequent on retrocession, I think this is the only case where an officer has been placed at a disadvantage, in regard to the salary to be drawn by him under this Government. All the others, - gazetted or non-gazetted, have been fixed, on entry into Mysore Government Service, at at least the salary they were drawing in the Civil Station, if not at a higher salary. In the case of the two Judicial officers Sri S.Ganapati-sundaram and Sri B.G.Kosalram, their pay in their permanent appointments was fixed no doubt, on entry into Mysore Service, but they were also placed at the top of the respective grade of Sub-Judges and Munsiffs so that they immediately got promoted and got acting emoluments too. In the case of Sri Kora Chandy, a permanent Sheristedar of the District Court, Civil Station, on Rs.290 plus Rs.5/- in grade Rs.200-10-300 and Secretary of the Municipal

Municipal Commission on Rs.300-10-400, he was promoted to gazetted rank as Deputy Registrar of the High Court on Rs.325/- in grade Rs.250-25-500. The cases of others, e.g., Sri Anthunathan, and all other non-gazetted staff are similar. In one sentance, ~~and xit~~ not one except Sri Sankaran Nair has suffered loss of emoluments, as compared to what he was drawing prior to being taken over by the Mysore Government.

(1) In this case there is no permanent place to which a reversion at any time is at all possible, as the permanent place has been retrenched, consequent on the abolition of the entire Residency Office. The basis of fixing up of the initial salaries on entry into the Mysore Service, mentioned at para 5 in his unofficial note by the Comptroller, though sound on theoretical grounds, cannot hold good in the present case nor can it be of any material value, as, even in respect of others who do have a permanent post still, to ~~whibh~~ they can ~~revert and xt~~ theoretically revert sometime, the chances of such reversion can be ruled out altogether, in actual practice.

C) The last sentence in the same para is also ~~xffx~~ of not much import, as the M.A.T. Staff have all had more favourable treatment than in this particular case; on the other hand, it is a case now of treating this solitary case of a Residency Office official, in as favourable a manner as the M.A.T. Staff. Even then, if the object is that the permanent pay on entry into Mysore Service should not be based on the temporary pay that was drawn in an officiating appointment just prior to being taken over, the permanent pay can be fixed

at a slightly lower figure. On the date of his being taken over, Sri Sankaran Nair was drawing Rs.530/- as officiating pay in grade Rs.500-30-710 & and a Dearness allowance of Rs.85/-. He has been fixed on Rs.400/- in Mysore Service on the basis that his substantive pay was Rs.350/- in the old grade of Rs.250-20-350, adding on Rs.50/- being two increments due to weightage. Had the Central Pay Commission scales been given effect to and adopted as the basis, his permanent pay would have been Rs.385/- plus the two increments now given Rs.435/-. However, this officer's emoluments were reduced from 530 plus 85/- to Rs.400/- plus 40/-, and he has suffered in emoluments to an extent of Rs.130/- in substantive pay, and Rs.45/- in D.A. on coming over. At the time his pay was fixed, most of the other cases had not been settled; most of them came to be decided afterwards, e.g., those of Sriyuts. Kora Chandy, Anthunathan, Ganapati Sundaram, B.G. Kosalram etc. It is only fair that Sri Sankaran Nair should be treated in the same manner as those others. If, as already stated above it is not advisable to fix his pay at Rs.530/-, the officiating pay he was drawing prior to ~~xxxxx~~ retrocession, it may be fixed at Rs.500/- at least, from the date he joined Mysore Government even though it means a loss of pay of Rs.30/- and D.A.45/- to him, not to mention the loss of a better grade. This would also take care of the apprehension in the Comptroler's U.O. Note dated 27th March 1950, vide last sentence in para last (of the Comptroller's reply) Para 5(c).

d) This would enable the officer, who has about 6 y of service, to draw a pension of about Rs.275/- retirement. His work, character, etc., have al been uniformly satisfactory both prior and subsequent to retrocession, and he has acquitted himself very well indeed as Registrar, Assistant Secretary, Special Revenue Branch, and he is now posted to a heavy charge, as Assistant Secretary, Development Department.

e) As stated above, this cannot be a precedent as a other cases have been settled in a more favourab manner, and they are now to be considered as precedent for this case. Council Matter."

7. The Financial Secretary has concurred in t proposal.

8. When the file was submitted to the Hon(ble Minister for Finance and Chief Minister in charge, he has ordered that the case may be disposed of by circulation.

9. Hence this note.

27/6

CHIEF SECRETARY TO GOVERNMENT.

26/6/50.

Draft Order.

Council Resolves that the pay of Sri K. Sankar Nair, Asstt Secretary to Govt, be fixed at Rs 500/- P.M. in grade 300-25-500 with effect from the date he joined duty under the Govt of Travancore."

24.6.50.